

Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	File No.: EB-05-DT-278
Mr. Jim Humphrey)	
d/b/a Farm Bureau Insurance)	Citation No.: C20063236001
)	
Grand Haven, Michigan)	

**CERTIFIED MAIL NO.: 7003 1680 0001 9977 1784
RETURN RECEIPT REQUESTED
AND FIRST CLASS U.S. MAIL**

CITATION

Released: December 19, 2005

By the District Director, Detroit Office, Northeast Region, Enforcement Bureau:

1. This is an Official Citation issued pursuant to Section 503(b)(5) of the Communications Act of 1934, as amended (“Act”),¹ to Jim Humphrey d/b/a Farm Bureau Insurance for violation of Sections 15.5(b) and 15.5(c) of the Commission’s rules (“Rules”).²

2. On February 23, 2005, Riley Hollingsworth, Special Counsel in the FCC’s Enforcement Bureau, sent a letter notifying you that the office telephone system used in the offices of Farm Bureau Insurance apparently are causing interference to amateur radio operations.³ In a subsequent telephone message to Mr. Hollingsworth, you indicated that the telephone system had been repaired and that the harmful interference had been solved. The complainant, however, reported that the interference had been only minimally reduced and Mr. Hollingsworth sent a second letter requesting that you advise his office within twenty days what steps you are taking to resolve the interference.⁴ You did not respond to Mr. Hollingsworth’s letter.

3. On August 19, 2005, an agent from the FCC’s Detroit Field Office conducted an investigation at the offices of Farm Bureau Insurance in Grand Haven, Michigan, with Nancy Humphrey. The agent determined that the office telephones, which are Part 15 devices and part of a Panasonic KX-T7633 telephone system, were causing interference to amateur radio operations in the 3.82-3.870 MHz band. The agent informed Mrs. Humphrey of the interference findings and advised her that FCC’s rules require that Farm Bureau Insurance discontinue use of

¹47 U.S.C. § 503(b)(5).

²47 C.F.R. §§ 15.5(b), 15.5(c).

³ See Letter from Mr. Riley Hollingsworth, Special Counsel, Spectrum Enforcement Division, Enforcement Bureau, to Jim Humphrey, dated February 23, 2005.

⁴ See Letter from Mr. Riley Hollingsworth, Special Counsel, Spectrum Enforcement Division, Enforcement Bureau, to Jim Humphrey, dated March 29, 2005.

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the telephone equipment until the interference is eliminated, either through modification or replacement of the equipment.

4. As you previously were advised in the February 23, 2005 letter from Mr. Hollingsworth, Section 15.5(b) of the Rules states that “[o]peration of an intentional, unintentional, or incidental radiator is subject to the conditions that no harmful interference is caused”⁵ Section 15.5(c) of the Rules states “The operator of a radio frequency device shall be required to cease operating the device upon notification by a Commission representative that the device is causing harmful interference. Operation shall not resume until the condition causing the harmful interference has been corrected.”

5. Violations of the Act or the Commission’s Rules may subject the violator to substantial monetary forfeitures,⁶ seizure of equipment through *in rem* forfeiture action, and criminal sanctions, including imprisonment.⁷

6. Mr. Humphrey d/b/a Farm Bureau Insurance may request an interview at the closest FCC Office, which is Federal Communications Commission, 24897 Hathaway Street, Farmington Hills, Michigan 48335.⁸ You may contact this office by telephone, (XXX) XXX-XXXX, to schedule this interview, which must take place within 14 days of this Citation. Mr. Humphrey d/b/a Farm Bureau Insurance may also submit a written statement to the above address within 14 days of the date of this Citation. Any written statements should specify what actions have been taken to correct the violations outlined above. Please reference file number EB-05-DT-278 and citation number when corresponding with the Commission.

7. Any statement or information provided by you may be used by the Commission to determine if further enforcement action is required.⁹ Any knowingly or willfully false statement made in reply to this Citation is punishable by fine or imprisonment.¹⁰

8. **IT IS ORDERED** that copies of this Citation shall be sent by First Class U.S. Mail and Certified Mail, Return Receipt Requested to Mr. Jim Humphrey d/b/a Farm Bureau Insurance at his address of record.

FEDERAL COMMUNICATIONS COMMISSION

James Bridgewater
District Director, Detroit Office
Northeast Region
Enforcement Bureau

⁶47 C.F.R. § 1.80(b)(3).

⁷47 U.S.C. §§ 401, 501, 503, 510.

⁸47 U.S.C. § 503(b)(5).

⁹See Privacy Act of 1974, 5 U.S.C. § 552a(e)(3).

¹⁰See 18 U.S.C. § 1001 *et seq.*